

**Request  
For  
Continued Examination (RCE)  
Transmittal**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/848,232
Filing Date	May 4, 2001
First Named Inventor	Barry Appelman et al.
Group Art Unit	2142
Examiner Name	Robert B. Harrell
Attorney Docket Number	06975-113001

**This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

- Submission required under 37 C.F.R. §1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s)

  - ☐ Previously submitted. If a final Office action is outstanding, any amendment filed after the final Office action may be considered as a submission even if this box is not checked.
    - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
    - ☐ Other \_\_\_\_\_
  - ☒ Enclosed
    - ☒ Preliminary Amendment
    - ☐ Affidavit(s)/Declaration(s)
    - ☒ Information Disclosure Statement (IDS)
    - ☐ Other \_\_\_\_\_
- Miscellaneous**

  - ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)
  - ☐ Other \_\_\_\_\_
- Fee** The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

  - ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 06-1050
    - ☐ RCE fee required under 37 CFR 1.17(e)
    - ☐ Extension of time fee (37 CFR 1.136 and 1.17)
    - ☒ Other Any deficiencies
  - ☒ Check in the amount of \$ 1870 enclosed (**\$790 RCE; \$1080 excess claims fee**)
  - ☐ Payment by credit card (Form PTO-2038 enclosed)

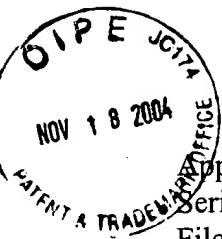
**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED**

Name (Print/Type)	Joseph E. Key	Registration No. (Attorney/Agent)	44,827
Signature		Date	November 18, 2004

11/19/2004 YPOLITE1 00000009 09848232

01 FC:1801

790.00 DP



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Barry Appelman et al. Art Unit : 2142  
 Serial No. : 09/848,232 Examiner : Robert B. Harrell  
 Filed : May 4, 2001  
 Title : SYSTEM FOR INSTANT MESSAGING THE SENDER AND RECIPIENTS OF  
 AN E-MAIL MESSAGE

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Correspondence relating to this application is enclosed. The required fees are computed below. Please apply any charges not covered, or any credits, to Deposit Account No. 06-1050.

Total Claims	94	-	34	=	60	\$1080
Independent	3	-	3	=	0	\$0
First Presentation of Multiple Dependent Claims						\$0

Applicant hereby petitions under 37 C.F.R. §1.136 for a 0 month extension of time.

\$0

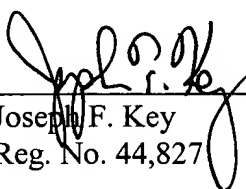
TOTAL FEE DUE

\$1080

A check for \$1870 is attached of which \$790 is for the RCE fee and \$1080 is for excess claims fees.

Respectfully submitted,

Date: 11/18/2004

  
 Joseph F. Key  
 Reg. No. 44,827

Fish & Richardson P.C.  
 1425 K Street, N.W.  
 11th Floor  
 Washington, DC 20005-3500  
 Telephone: (202) 783-5070  
 Facsimile: (202) 783-2331